

ITEM NO.6

COURT NO.4

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (Cr1.) No. 5929/2017

(Arising out of impugned final judgment and order dated 12-06-2017
in CRR No. 1396/2011 passed by the High Court At Calcutta)

ASHOK KUMAR TODI

Petitioner

VERSUS

CENTRAL BUREAU OF INVESTIGATION

Respondent

WITH

SLP(Cr1) No. 5994/2017 (II-B)

(I.A. No. 73769/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

SLP(Cr1) No. 5995/2017 (II-B)

(I.A. No. 73810/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

SLP(Cr1) No. 7592/2017 (II-B)

Date : 11-10-2018 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI

HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner

SLP(Cr1.) 5929, 5994
& 5995/2017

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Shyam Divan, Sr. Adv.
Mr. Saurabh Kirpal, Adv.
Ms. Manali Singhal, Adv.
Mr. Sanjay Agarwal, Adv.
Mr. Ayan Chakraborty, Adv.
Mr. Ashish Batra, Adv.
Mr. Sameer Rohatgi, Adv.
Mr. Wattan Sharma, Adv.
Mr. Sarthak Sachdev, Adv.
Mr. Akshit, Adv.
Ms. Diksha Rai, Adv.
Mr. Santosh Sachin, Adv.
Mr. Nikhil Jain, AOR
Mr. Amit K. Nain, AOR

SLP(Cr1.) 7592/2017

Mr. Jayant Bhushan, Sr. Adv.
Ms. Fauzia Shakil, Adv.
Mr. M. Shoeb Alam, Adv.
Mr. Ujjwal Singh, Adv.

Mr. Mojahid Karim Khan, Adv.
Mr. Varun Varma, Adv.

For Respondent

Ms. Pinky Anand, ASG
Mr. P.K. Dey, Adv.
Ms. Kirti Dua, Adv.
Mr. Atulesh Kumar, Adv.
Ms. Tanisha Samanta, Adv.
Mr. Sachin Sharma, Adv.
Mr. Mukesh Kumar Maroria, AOR
Mr. Arvind Kumar Sharma, AOR

UPON hearing the counsel the Court made the following
O R D E R

When the matter was at the stage of framing of charges after filing of the chargesheet, the petitioners herein filed discharge petition, which was dismissed by the trial Court. This order has been confirmed by the High Court.

After hearing learned counsel for the parties, we are not inclined to interfere with the order of framing of charges, as it is not a matter where the petitioners could have been discharged at that stage. However, it hardly needs to be emphasized that observations of the High Court or the trial Court were in the context of framing of charges. The trial Court shall take the final decision in the matter on the basis of the evidence which was produced without being influenced by the observations made by this Court.

The special leave petitions are accordingly dismissed.

Pending interlocutory applications, if any, shall stand disposed of.

(Deepak Guglani)
Court Master

(Rajinder Kaur)
Court Master